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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Volker Gerdts et al.

Confirmation No.: 6385

Serial No.: 09/927,408

Group Art Unit: 1648

Filing Date: August 10, 2001

Examiner: FOLEY, SHANON A.

Title: IN UTERO ORAL NUCLEIC ACID IMMUNIZATION

RESPONSE TO REQUIREMENT FOR RESTRICTION

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Restriction Requirement dated October 15, 2003. The Examiner therein required election of one of the following groups of claims:

Group I, claims 1-8, 12-14, 24 and 25, directed to methods of eliciting an immune response by administering a nucleic acid *in utero*; and

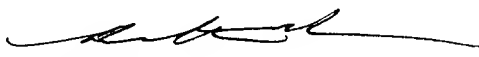
Group II, claims 9-11 and 15-23, drawn to methods of eliciting an immune response by priming with a nucleic acid *in utero* and boosting at birth.

Applicants hereby elect to prosecute the claims of Group I, claims 1-8, 12-14, 24 and 25, without traverse.

Applicants expressly reserve their right under 35 USC §121 to file one or more divisional applications directed to the nonelected subject matter during the pendency of this application.

Respectfully submitted,

Date: 11/17/03

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